

**TOWN OF EAGAR PLANNING AND ZONING**  
**REQUEST FOR VARIANCE AND/OR APPEAL OF ACTION**  
(Refer to chapter 18.92 of the Zoning Ordinance)

Permit No. \_\_\_\_\_

Name of Applicant: \_\_\_\_\_

Telephone: (\_\_\_\_) \_\_\_\_\_ Date: \_\_\_\_\_

1. Location of Property: \_\_\_\_\_

2. Present Zone: \_\_\_\_\_

3. Proposed Use: (Appeal or Variance from) \_\_\_\_\_

4. Filing Fee: \_\_\_\_\_ Date Paid: \_\_\_\_\_

5. Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

6. Zoning Administrator: \_\_\_\_\_ Date: \_\_\_\_\_

7. Application shall be forwarded to the board of adjustments on:

Date: \_\_\_\_\_ Time: \_\_\_\_\_

Place: \_\_\_\_\_

The Board shall hear the appeal within 30 days, and shall give notice of the hearing by publication of a notice in the official newspaper of the Town and by posting the property affected not less than 15 days prior to the hearing.

**ACTION BY BOARD OF ADJUSTMENT ON APPEAL**

1. Hearing held: (Date) \_\_\_\_\_

Publication of Notice: (Date) \_\_\_\_\_

2. Action:

\_\_\_\_\_ a. Affirm action of Zoning Administrator. Date \_\_\_\_\_

\_\_\_\_\_ b. Reverse partially or modify decision of the Zoning Administrator with the following conditions or changes:

\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

**ZONING VARIANCE REQUEST (To be completed by Applicant)**

**1. List Special Conditions or circumstance which exist and are peculiar to this land, structure or building but which are not applicable to other lands, structures or buildings in this section:**

\_\_\_\_\_  
\_\_\_\_\_

**2. Describe how the literal interpretation of the provisions of this Ordinance would deprive applicant of rights commonly enjoyed by other properties in this zoning district. (This hardship must be more than personal inconvenience or financial hardship and not caused by actions of applicant):** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**3. Will granting of the Variance confer special privileges upon this applicant that are denied to other lands, structures or buildings in this zone?**

\_\_\_\_\_  
\_\_\_\_\_

**4. Will granting of the Variance interfere with or injure the use of adjacent conforming properties in this district?**

\_\_\_\_\_  
\_\_\_\_\_

**ACTION BY BOARD OF ADJUSTMENT ON VARIANCE**

**1. Hearing held: (Date)** \_\_\_\_\_  
**Publication of Notice : (Date)** \_\_\_\_\_

**2. Action:**

\_\_\_\_\_ **a. Variance denied: Reasons:**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ **b. Variance approved: Reasons:**

\_\_\_\_\_  
\_\_\_\_\_

**Signed:**

**Chair:** \_\_\_\_\_ **Date** \_\_\_\_\_

**The decision of the Board shall be final, provided, however, that any person aggrieved by a decision of the Board or a municipal officer, may at any time within thirty (30) days after the filing of the decision in the office of the Board, petition the court for a writ certiorari**

**for review of the Board's action. Allowance of the writ shall not stay proceedings upon the decision appealed from, but the court may on application, on notice to the Boards, and for cause shown, grant a restraining order, and on final hearing may reverse or affirm, wholly or partly, or may modify the decision reviewed**